IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.09.2006

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THE HON'BLE MR.JUSTICE P.JYOTHIMANI

Writ Petition Nos.31389 & 31390 of 2006

Narendra Singh .. petitioner in W.P.No.31389 of 2006

Mukesh Chaturvedi .. petitioner in W.P.No.31390 of 2006

vs.

1. Union of India
   represented by Secretary
   Ministry of Home Affairs
   Government of India.

2. The Director General, CISF
   CISF HQRS., 13 CGO's Complex
   Lodhi Road, New Delhi - 3.

3. The Deputy Inspector General
   CISF SZ HQrs., 'D' Block, Rajaji Bhavan
   Besant Nagar, Chennai - 90

4. The Senior Commandant
   6th Reserve Battalion, CISF.,
   Arakkonam
   Vellore District .. Respondents in both the Writ Petitions.

These Writ Petitions are filed under Article 226 of the Constitution of India praying for the issuance of a writ of Certiorari to call for the records relating to the order issued from the office of the fourth respondent under Office Order No.E 37023/03/CISF/6THRB(A)DM/ADM-II/2006/10527 dated 1.9.2006 and quash the same insofar as the serial No.4 (W.P.No.31389 of 2006) and serial No.3 (W.P.No.31390 of 2006) are concerned.

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For petitioners : Mr.M.Md.Ibrahim Ali
For respondents : Mr.S.Udayakumar
S.C.G.S.C.,

C O M M O N O R D E R

The two writ petitions are filed challenging the impugned order of the forth respondent dated 1.9.2006 under which the fourth respondent has directed the petitioners along with others to undergo training in trainers (TOTS) course in Radiological emergencies to be conducted at FSTI Hyderabad from 14.9.2006 to 5.10.2006. The impugned order also states that the petitioners shall report at FSTI Hyderabad two days in advance. Challenging this impugned order, the writ petitions are filed on the ground that earlier also the petitioners were directed to undergo the said course and failed. Later, the appellate Authority has found that they were not well-versed in English and therefore, the appeal was allowed. In these circumstances, the impugned order is challenged stating that no useful purpose to be served, since the Appellate Authority has already held that the petitioners are not well-versed in English and therefore, the training is of no use. Apprehending that if again the petitioners failed, disciplinary proceedings will be initiated, the petitions filed.

2. When the writ petitions came up for admission, this Court has directed the learned counsel for the petitioner to serve a notice on the counsel for the respondents.

3. Mr.S.Udayakumar, learned counsel for the respondents has taken notice today and has produced a fax message received from the second respondent dated 12.9.2006 stating that both the petitioners have been exempted from attending TOTS course in Radiological Emergencies from 14.9.2006 to 5.10.2006.

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4. In view of the same, recording the statement made by the learned counsel for the respondents that the petitioners are not required to undergo training as per the impugned order, the writ petitions are closed as infructuous. No costs. Consequently, connected M.P.Nos.1 and 2 are closed.

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Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

To

1. Union of India
   represented by Secretary
   Ministry of Home Affairs
   Government of India.

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   Arakkonam
   Vellore District.

+ 2 cc to Mr. S. Udayakumar, SCGSC SR NOS. 42642, 42643
+ one cc to Mr. M. MD. Ibrahim Ali, Advocate sr no. 43286

NA(CO)
NM(26.09.2006)

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